THE HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.No. 4855 of 2007

09-03-2007

Between:-

Marthala Nagamma

Petitioner

And

Vigilance and Enforcement Inspector (CSD),
Tirupathi and two others.

Respondents

THE HON'BLE SRI JUSTICE GODA RAGHURAM

W.P.No. 4855 of 2007

Oral order:

On 15-02-2007 the Civil Supplies Department authorities inspected the premises of Sri Vijaya Lakshmi Agri Tech. Firms Dall Mill, Kothapalli Gram panchayat, Proddatur mandal, Kadapa district, and found considerable variation in the ground stocks vis-à-vis entries in the stock registers. On allegation of violation of the terms and conditions of the license and provisions of the Andhra Pradesh Scheduled Commodities Dealers (Licensing and Distribution) Order, 1982 (for short 'the Control Order), the scheduled commodities stored were seized and kept in the custody of Sri Balaji Trading Company, Dwaraka Puram, Gopavaram Gram Panchayat. A case under Section 6-A of the Essential

Commodities Act, 1955 (for short 'the Act') is yet to be formally initiated.

The petitioner states to have made a representation to the third respondent on 20-02-2007 for interim release of the seized commodities. No orders have yet been passed on the said application. This is the grievance of the petitioner.

In the circumstances, after hearing the learned counsel for the petitioner and the learned Government Pleader for Civil Supplies, the writ petition is disposed of at the stage of admission, directing the third respondent to expeditiously and in any event within a period of thirty (30) days from the date of receipt of a copy of this order, consider and dispose of the petitioner's application for interim release of the seized commodities. Nothing in this order shall be construed as an expression by this court on the merits of the petitioner's application for interim release of the seized stocks. The third respondent shall pass orders thereon in accordance with his lawful discretion and in accordance with law.

The writ petition is disposed of as above. There shall be no order as to costs.

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GODA RAGHURAM, J

Dated:09-03-2007
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